

Appe

5. Can either sampling or a cleanup begin prior to department approval of the sampling or cleanup plan?

The department prefers that no sampling or cleanup begin until after a review of the proposal has been conducted and its completeness verified. We also recognize that many companies are hard pressed for time and are anxious to begin prior to DEP approval. Any sampling or cleanup performed prior to an official approval by the department will be at the applicant's own risk, and the department may require additional sampling or cleanup depending on the methods and results of the unapproved program.

6. When is sampling required?

This is a departmental judgment based on many factors including the location of the site, results of the ECRA and previous inspections, and any other information that may come forth showing that the property has been the site of or that the land was used to treat or dispose of wastes. The sampling program will be utilized to determine, along with other criteria such as the site location, whether a Negative Declaration will be approved or a full-scale cleanup is required prior to the sale, transfer, or closing of the property. In some cases, minor cleanups may be recommended by our representative during the investigation.

7. How long does it take the department to evaluate sampling results?

This depends on the type and number of analyses and the workload of various bureaus involved in such reviews. Typically, it takes anywhere from three days to three weeks.

8. How can I get a list of laboratories capable of required analytical testing? This list can be obtained by contacting:

Mr. Jerry Bundy

Lab Certification Inspector

CN-402

Trenton, New Jersey 08625

or by calling (609) 292-3950.

9. What is a hazardous substance and where can I find the list?

The regulations define hazardous substances as those elements and compounds, including petroleum products, defined by the department after a public hearing, included on the "List of Hazardous Substances" found in A.C. 17:27.